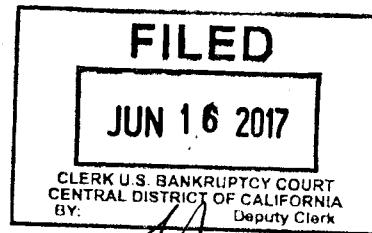


1 Plaintiff Name, Address, Telephone &
2 FAX No. & Email Address:

3 Santa Ana, CA 92703

4 RALPH E SANDERS
5 1251 W BISHOP
6 SANTA ANA, CA
7 92703



8 UNITED STATES BANKRUPTCY COURT
9 CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

10 In re

11 RALPH E SANDERS

12 Debtor(s),

13 Case No.: 8:17-bk-10265-mw

14 Chapter : 7

15 Plaintiff(s).
16 LARNITA PETTE
17 vs.
18 RALPH E SANDERS

19 Adversary No.: 8:17-AP-01068-mw
20 ANSWER
21 Title: DISCHARGEABILITY AND DISMISSAL
22 OF PENDING LAWSUITS

23 No hearing
 Hearing

DATE:

TIME:

COURTROOM:

PLACE: 411 W Fourth St
Santa Ana, CA 92701

24 COMPLAINT FOR DISCHARGEABILITY AND DISMISSAL OF PENDING LAWSUITS

25 Ralph E. Sanders, as Defendant, Wherefore complains of Plaintiff's Larnita Pette Adversary Summons.

1 JURISDICTION AND VENUE
2
3

4 1.Admitted
5
6 2. Admitted
7
8

9 GENERAL ALLEGATONS
10
11

12 3. Admitted
13
14 4. Denied
15
16

17 The defendants Bankruptcy preparer failed to disclose that I was a
18 beneficiary and Co-Trustee of the Bobbye Rives Trust(40,40a). I replied yes
19 when asked by the Bankruptcy Trustee if I had received any Beneficiary
20 funds because I was assured by my preparer that this information was
21 included on my Bankruptcy forms. This has been amended on the
22 Defendants Bankruptcy Petition under the direction of the USTP
23 Bankruptcy Trustee Queenie K. Ng on May 5, 2017(41,42).
24
25

26 5. Denied
27
28

15 The defendants Bankruptcy preparer failed to disclose that I was a
16 Beneficiary and Co-Trustee and that the Defendant had received an
17 inheritance over \$90,000 as a beneficiary even though he was emailed a
18 schedule of what was done with the money from the inheritance(40,40a).
19 The Defendant told the Bankruptcy Trustee when asked that Yes, I received
20 at least \$90,000. That would be conceiling and deliberate if the Defendant
21 denied receiving beneficiary funds when asked and was shocked to find out
22 that the inheritance information was not included by the preparer. The
23 Bankruptcy Trustee directed me to go to the filing office and amend the
24 Statement of Financial Affairs and it was amended on May 5, 2017.
25
26

27 Wherefore the Defendant seeks dismissal of the Plaintiff's claims on
28 lines 4 and 5 due to Defendant's Statement of Financial Affairs being
amended on May 5,2017.

29 6. Admitted
30
31

This May 8, 2015 lawsuit is totally false and untruthful(7). The Plaintiff's lawsuit states, "As an interested person on behalf of Bobbye Rives" (60). This is a false statement and filing and should be dismissed due to the following facts:

A-Upon receiving her first beneficiary payment, the Plaintiff immediately sued the Estate Lawyer and the Co-Trustees(60) creating a conflict of interest between the Estate lawyer that the decedent had chosen to handle her estate and the Co-Trustees which the Decedent had chosen to handle her affairs. The Estate lawyer had to resign because of the conflict of interest causing major delay's in the Co-Trustees trust work. That was not in the interest of Bobbye Rives nor on behalf of Bobbye Rives.

B-Bobbye Rives Trust states that under no circumstance can the trustors , daughter Larrnita Pette (the plaintiff) be a successor trustee(61). The Plaintiff has made up the lawsuit because her mother (Bobbye Rives) will not let her control the trust and the Plaintiff is currently trying to remove the Co-Trustees that Bobbye Rives picked to handle her trust(62). This is not in the interest of Bobbye Rives nor on behalf of Bobbye Rives.

C-Bobbye Rives passed from cardiac arrest due to coronary artery disease (63); admitted to Scripps Encinitas hospital on 8/24/2014 for a stomach infection called 'Clostridium Difficile' and had the symptoms of belly pain with tenderness until her death(64). Decedent was discharged to Las Villas de Carlsbad on 9/01/14(65) for recuperation when she passed on 9/14/14 due to Cardiac Arrest(63); not due to elder abuse, negligence, wrongful death by Co-Trustees, so the lawsuit she is trying to preserve has no evidence of wrong doing. Just a made up story by the Plaintiff to try to cover her 'Unclean Hands' towards Bobbye Rives and to try to get more of Bobbye Rives money that Bobbye Rives left for the the Co-Trustees. This is not in the interest of Bobbye Rives nor on behalf of Bobbye Rives.

1 D- Deceased filed and received a temporary restraining order vs the
2 Plaintiff(66) and was seeking a permanent order with the help of
3 Adult Protective Services when she passed. Plaintiff admits on line
4 20 of her lawsuit that "That Plaintiff was removed from the home on
July 22, 2014 pursuant to a temporary restraining order(67)." That
was not in the interest of Bobbye Rives nor on behalf of Bobbye
5 Rives.

6 E-Deceased was told by Adult Protective Services to file a restraining
7 order vs Plaintiff(66). Plaintiff was also asked to leave the home
8 under the urging of Adult Protective Services in 2011(68). That was
9 not in the interest of Bobbye Rives nor on behalf of Bobbye Rives.

10 F-Plaintiff watched and did nothing to help her mother when
11 Encinitas police strapped her mother to a gurney in her night gown,
12 with her hands handcuffed above her head and forcible taken to
13 Scripps mental unit for a three day psychological evaluation. The
14 Plaintiff did nothing to stop the Encinitas police. The Plaintiff not
15 only called the Encinitas police, but supported the Encinitas police
16 actions(68). This was not in the interest of Bobbye Rives nor on
behalf of Bobbye Rives.

17 G-Plaintiff claims throughout her lawsuit that the decedent had,
18 mental disabilities, impaired cognitive and physical impairment.
19 Adult Protective Services and bank statements show that even at age
20 84, all bills were paid on time including house and Lexus paid off,
21 house clean, and that she still cooked for herself(69). These false
22 statements by the Plaintiff are not in the interest of Bobbye Rives nor
on behalf of Bobbye Rives.

23 H-Letter from next door neighbors Ed and Jacinta Kirkman
24 summary(70)

25 Wherefore the Defendant asks that lawsuit 37-2015-00015654-CU-
PO-CTL be dismissed due to the Plaintiff's 'Unclean Hands" to the
26 extent that the Plaintiff seeks equitable relief, the Plaintiff's
27 inequitable conduct constitutes unclean hands therefore bars the
28 granting of such relief to complaint/ petition herein.

1 7. Denied
2
3 Defendant knew nothing about Bankruptcy at this time, but Patrick
4 Hosey did say that it might be future option.
5
6 8. Admitted
7
8 9. Admitted
9
10 Defendant contested just one of the Plaintiff's 10 charges.
11
12 10. Denied
13
14 Defendant did not speak at the Mandatory Settlement Conference
15 nor did the Defendant ask his attorney to speak for him in that
16 regards. Nothing was settled and my attorney said the Plaintiff will
17 never settle after the conference. "you might want to consider
18 Bankruptcy because she will never settle and she wants to make
19 things hard for you." Attorney Patrick Hosey began to have heart
20 troubles and said he will have to resign soon. Attorney Hosey was sad
21 because he felt her lawsuit was not truthful, that the Defendant
22 could not afford to pay him anymore after paying him \$28,000, that
23 it would cost another \$30 to 50,000 to defend me for a lawsuit that
24 was not telling the truth. Defendant owed both attorney's a total of
25 \$11,963 at that point. Defendant knew nothing about filing
26 Bankruptcy and was scared but attorney Hosey started urging me to
27 do it. I had to research and find a bankruptcy lawyer. Mr Vickers was
28 chosen, but not to my knowledge had poor health(13). Mr Vickers
 passed recently and his funeral was on 6/03/17.

11. Admitted

Plaintiff is willfully using malicious conduct to harm the Defendant
and mislead the court by not stating that the Plaintiff's lawsuit 30-
2016-00863391-PR-TR-CJC is a petition to remove the trustees; not
just "a petition to remove for removal." With \$31,000 remaining to
be distributed. Transferring Bobbye Rives property to her husband's
sister's and disbursing the final funds to the beneficiaries were the

only things left to do at that point. The Plaintiff is holding up the other beneficiaries monies. Bobbye Rives choose the trustees to honor her trust. The Plaintiff's lawsuit is based on the Plaintiff's statement, " as an interested person on behalf of Bobbye Rives." The Plaintiff's petition for removal of the Co-Trustees is not in the interest of Bobbye Rives nor on behalf on her.

12. Admitted

It was a challenge of only one of the Plaintiffs 10 counts.

13. Denied

The Defendants BK filing was delayed by the health of the defendants BK preparer(13). The Defendant is deceiving the courts as the Defendant did not stop the Plaintiff from filing an Expert Witness designation declaration on March 10th(13A). THE Plaintiff filed her lawsuit on May 8, 2015 and has made no effort to do D, or C before January 25,2017, and in almost two years has not performed her mentioned actions. Now she is trying to blame the Defendants filing BK on January 25,2017 for not being able to do this. Plus (according to plaintiff) the Plaintiff states on line 7 that the Defendant was considering filing BK on January 20, 2016. That provided a year for the Plaintiff's team to perform their discovery, Expert Witness Cutoff, and trial Readiness Conference.

14. Denied

See 4 and 5

15. Denied

A-Defendant was unemployed (as is the plaintiff) and had exhausted his savings with close to \$100,000 in debt with increasing monthly medical and lawyer fees among other debts.

B-After paying \$28,000 and still owing him an additional \$9,000; Lawyer Patrick Hosey said it would cost an additional \$30-50,000 if the case went to a full course trial and he knew defendant had exhausted his inheritance, with no employment. Attorney Hosey urged Defendant to file Bankruptcy.

C-Attorney Hosey expressed that the Plaintiff's lawsuit was willfully untruthful and not in the interest of Bobbye Rives as the Plaintiff claims. The Plaintiff was malicious in using 'Unclean Hands' vs, Bobbye Rives as proven by Adult Protective Services(151-154) and that the Plaintiff deserves no equitable relief, the Plaintiff's inequitable conduct constitutes Unclean Hands and therefore bars the granting of such relief to complaint/petition herein. Attorney Hosey did say bankruptcy might be away to stop the Plaintiff's false claims.

16. Denied

Defendant did have 85557(16) in debt on 8/31/15, plus 11,463 and counting owed to lawyers(16). Defendant was doing a very good job of paying off debts a FICO score rose from 521 on 8/31/15 to the 690'S BY 9/16 and was scheduled to pay off more before the defendant was forced to hire a lawyer (immediate \$10,000 retainer) to answer the Plaintiff's false lawsuit. Defendant could not pay anymore debts a little over another \$20,000 was used to pay lawyers(16a). The Plaintiff is also not considering the Defendants living expenses and the right to vacation with Grandchildren, upgrade his home and car, etc. With his inheritance.

1 FIRST CLAIM OF RELIEF
2

3 17. Denied

4 There was no willful or malicious conduct. The preparer had the
5 information on the defendants inheritance(40,40a) and chart on
6 what was done with the funds but did not include this information on
7 the Bankruptcy forms. The Bankruptcy Trustee asked the Defendant
8 if he had received any inheritance and the Defendant replied Yes and
9 that the amount was at least \$90,000. The Bankruptcy Trustee then
10 told the defendant(41) to amend the Statement of Financial Affairs
and it was amended on 5,05,17(42).

11 18. Denied

12 A. The defendants Statement of Financial Affairs has been has been
13 amended to show the correct financial figures under the direction of
14 USTP Queenie K Ng(41). a mistake was made by the Defendants
15 Bankruptcy preparer but the Defendant provided the correct answers
16 when asked by the Bankruptcy Trustee who directed the Defendant
17 to amend(41),, The filing would have been sooner but the preparer
had emergency health issues a s stated in the following email(13)

18 B-The omission has now been included in the Bankruptcy petition
19 because the Defendant told the Bankruptcy Trustee when asked that
20 he had received an inheritance and how much(40,40a,41,42). So we
21 do pass the means test.

22
23
24
25
26
27
28

C-The Plaintiff is asking for 10 counts of relief; each with 3 separate calls for action. That is a total of 30 different times Plaintiff states she is entitled to damage. So there has to be an established amount. Compared to the \$300,000 asked for by this Summons; \$150,000 each is very fair to assume by the Defendant. Plaintiff also desires relief for her Attorney fees. The Plaintiff desires that the Defendant declare no personal liability amounts. These personal liability amounts are necessary and justified to also handle future lawsuits by the Plaintiff towards the Defendant such as this one as well. The Plaintiff is currently asking \$300,000 for this Summons alone and it is only asking for two counts of relief. This is the Plaintiff's third lawsuit vs the Defendant and the Defendant expects that there will be more lawsuits from the Plaintiff towards the Defendant in the future.

Wherefore the Defendant requests there must be a dischargeable 'personal liability' and the Plaintiff wants the Defendant to have no personal liability vs her two, now three lawsuits vs. The Defendant.

The Defendants \$300,000 personal liability is more than fair for the following reasons:

- The Plaintiff's lawsuit is not "in the interest of Bobbye Rives'(60) as Plaintiff states for the following reasons. Featuring 'Unclean Hands' with the Plaintiff admitting, "Plaintiff was removed from Decedent's home on July 22, 2014 pursuant to a Temporary Protective Order and deceiving the courts by not stating the protective order was Adult Protective Services directed to protect the Decedent from the Plaintiff. Many false claims vs Decedent (her mother) mental capacity, and the Defendant.
- There has to be an established personal liability amount for the Defendant for the three lawsuits.

1 • The Defendants estimated \$300,000 personal liability is very
2 fair considering the Plaintiff has asked for \$300,000 for two
3 counts of action for relief in this Adversary Summons, while
4 the Plaintiff's 37-2015-00015654-cu-po-ctl lawsuit has 29 times
5 (plus lawyer fees were the Plaintiff states she is entitled to
6 damages.

7 D-See C

8 E- See 16

9 Plaintiff has no idea of what defendants debts might be, employment
10 status, living expenses, ongoing medical, and lawyers bills might be.

11 Wherefore Defendant seeks dismissal of Plaintiff's summons line 18E
12 stating Defendant is ineligible to file for Chapter 7 Bankruptcy.

13 19. Denied

14 The Plaintiff has suffered no damage because there is no amount
15 that is owed to her at this time. The Defendants financial statements
16 have been amended per (USTP) Queenie K Ng request on 5/05/17.
17 Plaintiff is asking for \$300,000 for this Adversary Summons alone
18 which is a by-product of the original lawsuit. The Plaintiff is asking
19 for 10 counts of relief in lawsuit 37-2015-00-15654-CU-PO-CJC in San
20 Diego Superior courts and also lawsuit 30-2016-00863391-PR-TR-CJC
21 to remove the CO-Trustees. Both amounts consider counts of relief
22 from future additional lawsuits by the Plaintiff towards the
23 Defendant; a perfect example being this current Adversary
24 Summons. The Plaintiff now wants \$300,000 for this case alone.

25 Wherefore Defendant asks dismissal of Plaintiff's summons line 19 be
26 dismissed as Defendants personal liability is very reasonable and
27 dischargeable.

28 20. Denied

1 There is no willfully, maliciously, or deliberate intent to deceive the
2 Plaintiff. As stated, the Defendants preparer failed to list the
3 Defendants inheritance information. The Plaintiff was in court on
4 March 23,2017 when Bankrupt Trustee Weneta M.A.Kosmala asked
5 the Defendant if he had received any inheritance and the Defendant
6 replied Yes. Bankrupt Trustee Weneta M.A.Kosmala then asked the
7 Defendant what amount and the Defendant replied at least \$90,000.
8 Bankruptcy USTP Queenie K Ng instructed the Defendant to amend
9 his Statement of Financial Affairs; amended on May 5th 2017.

10 **SECOND CLAIM OF RELIEF**

11 21. The Defendant adopts, incorporate by reference, and denies
12 herein all of the allegations set forth in paragraph 1 through 20
13 inclusive, as if set forth individually in the Second Claim of Relief

14 22. Denied

15 With the Plaintiff present the Defendant under oath told Bankruptcy
16 Trustee Weneta M.A.Kosmala and (USTP) Queenie k Ng when asked
17 that he received an inheritance from the Bobbye Rives Trust and that
18 the amount was at least \$90,000(41,42)

19 The personal liability stated is the amount the Plaintiff is asking for
20 relief on her Summons alone. 37-2015-00015654-CU-PO-CTL asks for
21 10 causes of action of each action has three separate causes. In all,
22 the Plaintiff is asking for 30 possible awards of damage.

23 Wherefore the Defendant asks the court to dismiss line22 of the
24 Plaintiff's Adversary Summons as the personal liability of the
25 Defendant is very low figure

26

27

28

23. Denied

1 A- The Defendants Bankruptcy preparer did not include the
2 Defendants inheritance information(40,40a). The Defendant did give
3 the proper financial information to the Bankrupt Trustee when asked
4 at the hearing on March 23,2017 and the Plaintiff was present(41).
5 The Defendants financial information was amended on the
6 Defendants Bankruptcy Petition under the direction of USTP Queenie
7 K Ng on May 5, 2017.

8 B-The Plaintiff is willfully, deliberately, and maliciously harming and
9 deceiving the court by stating that the debtor verbally affirmed
10 under oath that his financial figures were true. The Plaintiff was
11 there on March 23,2017 when the Bankruptcy Trustee asked the
12 Defendant had he received an inheritance and the Defendant
13 answered Yes. The Plaintiff was there when Bankruptcy Trustee
14 Weneta M.A.Kosmala asked the Defendant the amount of the
15 inheritance he received and the Defendant replied at leasts\$90,000.
16 USTP Queenie K. Ng directed the Defendant on May 3rd to amend his
17 Statement of Financial Affairs and the Defendant did amend on May
18 5/ 2017(41,42).

19 Wherefore the Defendant asks the court to dismiss based on
20 Plaintiff's attempts to deceive the court.

21 C-The inheritance and amount received have been amended and is
22 now included in the Defendants Bankruptcy petition, the Defendants
23 Bankruptcy petition does meet the means test.

24 D-The Plaintiff believes her relief on her current Adversary Summons
25 vs the Defendant is \$300,000 asking for two counts of relief. \$150,00
26 is very reasonable considering the Plaintiff's 37-2015-000-15654 asks
27 for 10 counts of relief with each count asking for three types of
28 separate damages; making a total of 30 ways to claim damages. The
Plaintiff has confirmed that the Defendants personal liability
amounts are adequate by asking \$300,000 to remove them. The
Plaintiff asks the court for \$300,000 in damages in line 19, then asks
to court to determine the amount of damages on line 20.

Wherefore Defendant asks that this petition be dismissed in leu that there must be an established amount for the lawsuits and the Plaintiff has confirmed that \$300,000 is the Defendant stated; \$150,000 for each lawsuit.

E) SEE 16

24) Denied

Plaintiff believes she has suffered \$300,000 in damages which is the same amount the Defendant has included in his personal liability for the Plaintiff's other two lawsuits vs the Defendant. The Plaintiff was there on March 23rd when the Defendant said under oath that he had received an inheritance in excess of \$90,000.

25) Denied

No deliberate or fraudulent acts were committed. Under oath, the court and the Plaintiff were given all inheritance information on March 23rd and USTP Queenie K. Ng requested the defendant to amend the Defendants Statement of Financial Affairs(40,40a,41,42)

PRAAYER FOR RELIEF

1 AND 2 Denied

Determining that the tentative debt of \$150,00 owed the debtor to Plaintiff for each of the Plaintiff's lawsuit is very reasonable and necessary considering that the Plaintiff believes that she has suffered damages in the amount to be in excess of \$300,000 for her current Adversary Summons alone; which is a by-product of lawsuit 37-2015-1564-CU-PO-CTL. The Plaintiff's current Adversary Summons asks for \$300,000 for two counts of relief while the Plaintiff's civil lawsuit asks for 10 counts of relief with three calls for damages for each count making a total of 30 ways to get relief for damages from this lawsuit. The Defendants \$150,000 personal liability includes the Plaintiff recovering lawyer fees. The Plaintiff is actually requesting that there be no personal liability for the Defendant on her two, now three lawsuits.

1 Plaintiff is willfully deceiving the court by:
2

3 A-By asking the court to determine the amount of damages on line
4 20 but earlier stating on line 19 that she believes she has suffered
5 \$300,000 in damages. The Plaintiff is using the same tactic
6 throughout her lawsuit by repeatedly asking the court to determine
7 the damage amount (like this one); but proof is here that the Plaintiff
8 will seek much more than the \$150,000 relief the Defendant has
9 claimed as personal liability to the Plaintiff with 30 causes of action
for relief

10 B-By trying to block the defendants claim of personal liability for a
11 lawsuit that completely makes unjust claims vs the defendant to hide
her 'unclean hands'. vs the Decedent.

12 Plaintiff will seek to use my admissions against me if she is successful
13 as this is the Plaintiff's third lawsuit vs the Defendant over the
14 natural death of her mother.

15 "Wherefore the defendant seeks dismissal of Plaintiff's complaint
16 and that the Plaintiff recovers nothing."

17

18

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28

EXHIBITS

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for pops

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LUIS VENTURA

FOUNDATION GROUP

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Compose Mail Home Help

June 15, 2017

Re: Ralph E. Sanders
1251 W. Bishop Street
Santa Ana, California 92703

Ref.: BK Case No. 8:17-bk-10265-MV

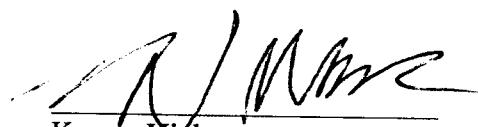
To Whom It May Concern:

My husband, Grady Vickers prepared bankruptcy petition for the above referenced case number, but he made mistake with inherence for the referenced individual received due to his illness, kidney cancer when he filed the above refenced bankruptcy petition.

My husband passed away on May the 21st of this year.

Please let me know if you need further information.

Sincerely yours,



Kyung Vickers

12 unread messages | ralph.sanders16@yahoo.com | Yahoo Mail

All ralph.sanders, search your mailbox

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Sanders, Ralph E. 8:17-bk-10265 (9)

David M. Fitzgerald Mr. Sanders. Please be advised that your contin May 3 at 9:44 AM

Ng, Queenie K. (USTP) Mr. Sanders. Based on our telephone conver May 2 at 3:29 PM

ralph.sanders Thank you, Ralph Sanders May 3 at 8:32 AM

Ng, Queenie K. (USTP) <Queenie.K.Ng@usdoj.gov> To ralph.sanders

Thank you. Based on my discussion with the Ch. 7 trustee, I understand that we are still missing your property management agreement. In addition, will you be amending the Statement of Financial Affairs Item #5 to disclose all income received in the 2-year period prior to the bankruptcy (including the \$98K trust proceeds and any and all income paid to you by Robbie Bobbye Housing Inc.) and Item # 27 to disclose your business (Robbie Bobbye Housing Inc.) and all the relevant information relating to the business? If so, when will you file the amendment?

Did you receive any income from Robbie Bobbye Housing Inc. in 2015, 2016 and 2017? If so, please provide all the information, including the amount you received and documentation to show the receipts for the foregoing period.

Thank you.

Queenie K. Ng
Trial Attorney
Office of the United States Trustee
411 West Fourth Street, Suite 7160
Santa Ana, California 92701
Telephone: (714) 338-3403
Facsimile: (714) 338-3421
Queenie.K.Ng@usdoj.gov

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Which of the following pet food have you heard of?

SELECT UP TO 5 ANSWERS

Natural Balance

Blue Buffalo

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Hill's Science Diet

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Folders (6)

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ralph.sanders I can go amend Friday morning. I am so sorry that the May 3 at 12:15 PM

Ng, Queenie K. (USTP) Thank you May 3 at 2:35 PM

Ng, Queenie K. (USTP) I have the wrong judge name on page 1 of the May 4 at 4:01 PM

ralph.sanders Hello. Sure, that is okay. I really appreciate you giving May 4 at 10:45 PM

Ng, Queenie K. (USTP) Thank you. I also need to change the title to May 8 at 9:23 AM

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Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address RALPH SANDERS 1251 W BISHOP SANTA ANA, CA 92703	FOR COURT USE ONLY <div style="text-align: center;">FILED MAY 05 2017 CLERK U.S. BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA BY: Deputy Clerk</div>
<input checked="" type="checkbox"/> Individual appearing without attorney <input type="checkbox"/> Attorney for Debtor	
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - SANTA ANA DIVISION	
In re: RALPH SANDERS Debtor(s)	CASE NO.: 8:17-BK-1L265(c) CHAPTER: 7 SUMMARY OF AMENDED SCHEDULES, MASTER MAILING LIST, AND/OR STATEMENTS [LBR 1007-1(c)]

A filing fee is required to amend Schedules D or E/F (see Abbreviated Fee Schedule on the Court's website www.cacb.uscourts.gov). A supplemental master mailing list (do not repeat any creditors on the original) is required as an attachment if creditors are being added to the Schedule D or E/F.

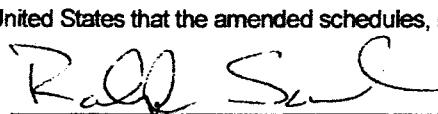
Are one or more creditors being added? Yes No

The following schedules, master mailing list or statements (check all that apply) are being amended:

Schedule A/B Schedule C Schedule D Schedule E/F Schedule G
 Schedule H Schedule I Schedule J Schedule J-2 Statement of Financial Affairs
 Statement About Your Social Security Numbers Statement of Intention Master Mailing List
 Other (specify) _____

I/we declare under penalty of perjury under the laws of the United States that the amended schedules, master mailing list, and/or statements are true and correct.

Date: 5-5-17



Debtor 1 Signature

Debtor 2 (Joint Debtor) Signature (if applicable)

NOTE: It is the responsibility of the Debtor, or the Debtor's attorney, to serve copies of all amendments on all creditors listed in this Summary of Amended Schedules, Master Mailing List, and/or Statements, and to complete and file the attached Proof of Service of Document.

Debtor 1 **Ralph E. Sanders**
 First Name Middle Name Last Name

Case number (if known) _____

4. Did you have any income from employment or from operating a business during this year or the two previous calendar years?

Fill in the total amount of income you received from all jobs and all businesses, including part-time activities.

If you are filing a joint case and you have income that you receive together, list it only once under Debtor 1.

No

Yes. Fill in the details.

	Debtor 1	Debtor 2		
	Sources of income Check all that apply.	Gross income (before deductions and exclusions)	Sources of income Check all that apply.	Gross Income (before deductions and exclusions)
From January 1 of current year until the date you filed for bankruptcy:	<input checked="" type="checkbox"/> Wages, commissions, bonuses, tips <input type="checkbox"/> Operating a business	<u>\$ 0.00</u>	<input type="checkbox"/> Wages, commissions, bonuses, tips <input type="checkbox"/> Operating a business	<u>\$ _____</u>
For last calendar year: <u>(January 1 to December 31, 2015 YYY)</u>	<input checked="" type="checkbox"/> Wages, commissions, bonuses, tips <input type="checkbox"/> Operating a business	<u>\$ 20,858.00</u>	<input type="checkbox"/> Wages, commissions, bonuses, tips <input type="checkbox"/> Operating a business	<u>\$ _____</u>
For the calendar year before that: <u>(January 1 to December 31, 2014 YYY)</u>	<input checked="" type="checkbox"/> Wages, commissions, bonuses, tips <input type="checkbox"/> Operating a business	<u>\$ 32,269.00</u>	<input type="checkbox"/> Wages, commissions, bonuses, tips <input type="checkbox"/> Operating a business	<u>\$ _____</u>

5. Did you receive any other income during this year or the two previous calendar years?

Include income regardless of whether that income is taxable. Examples of other income are alimony; child support; Social Security, unemployment, and other public benefit payments; pensions; rental income; interest; dividends; money collected from lawsuits; royalties; and gambling and lottery winnings. If you are filing a joint case and you have income that you received together, list it only once under Debtor 1.

List each source and the gross income from each source separately. Do not include income that you listed in line 4.

No

Yes. Fill in the details.

	Debtor 1	Debtor 2		
	Sources of income Describe below.	Gross income from each source (before deductions and exclusions)	Sources of income Describe below.	Gross income from each source (before deductions and exclusions)
From January 1 of current year until the date you filed for bankruptcy:	<u>PINESTRUST</u> <u>RBHOUSe</u> <u>(FOOD, GAS)</u>	<u>\$ 43,680</u> <u>\$ 3,200</u> <u>\$ _____</u>		<u>\$ _____</u> <u>\$ _____</u> <u>\$ _____</u>
For last calendar year: <u>(January 1 to December 31, 2016 YYY)</u>	Unemployment	<u>\$ 2,568.00</u>		<u>\$ _____</u>
		<u>\$ _____</u>		<u>\$ _____</u>
		<u>\$ _____</u>		<u>\$ _____</u>
For the calendar year before that: <u>(January 1 to December 31, 2015 YYY)</u>	Unemployment	<u>\$ 6,807.00</u>		<u>\$ _____</u>
		<u>\$ _____</u>		<u>\$ _____</u>
		<u>\$ _____</u>		<u>\$ _____</u>

Debtor 1

Ralph E. Sanders

First Name Middle Name

Last Name

Case number (if known) _____

31. Interests in insurance policies

Examples: Health, disability, or life insurance; health savings account (HSA); credit, homeowner's, or renter's insurance

No

Yes. Name the insurance company of each policy and list its value. Company name: _____

Beneficiary: _____

Surrender or refund value: _____

\$ _____

\$ _____

\$ _____

32. Any interest in property that is due you from someone who has died

If you are the beneficiary of a living trust, expect proceeds from a life insurance policy, or are currently entitled to receive property because someone has died.

No

Yes. Give specific information.....

BOBBY RIVES TRUST

\$ 98,600

33. Claims against third parties, whether or not you have filed a lawsuit or made a demand for payment

Examples: Accidents, employment disputes, insurance claims, or rights to sue

No

Yes. Describe each claim.

\$ _____

34. Other contingent and unliquidated claims of every nature, including counterclaims of the debtor and rights to set off claims

No

Yes. Describe each claim.

\$ _____

35. Any financial assets you did not already list

No

Yes. Give specific information.....

\$ _____

36. Add the dollar value of all of your entries from Part 4, including any entries for pages you have attached for Part 4. Write that number here →

\$ 49.00

Part 5: Describe Any Business-Related Property You Own or Have an Interest In. List any real estate in Part 1.

37. Do you own or have any legal or equitable interest in any business-related property?

No. Go to Part 6.

Yes. Go to line 38.

Current value of the portion you own?

Do not deduct secured claims or exemptions.

38. Accounts receivable or commissions you already earned

No

Yes. Describe.....

\$ _____

39. Office equipment, furnishings, and supplies

Examples: Business-related computers, software, modems, printers, copiers, fax machines, rugs, telephones, desks, chairs, electronic devices

No

Yes. Describe.....

\$ _____

151

Task

REFERRAL NOTE

Task

Subject **REFERRAL NOTE**

Case Note Type

ASSAULT/BATTERY/MENTAL SUFFERING

NOTE: CL IS CURRENTLY AT SCRIPPS ENCINITAS ER, R/P NOT SURE IF CL WILL BE ADMITTED.

CL IS 83 Y/O AND LIVES WITH HER DTR S/A (LARNITA PETTE). CL WAS BROUGHT IN ON 51/50 TODAY. S/A CALLED THE POLICE AND SAID THE CL BIT HER. THE CL SAID SHE BIT THE S/A BECAUSE THEY GOT INTO AN ARGUMENT OVER THE S/A PREPARING SOMETHING FOR THE CL TO EAT AND THE S/A THREW THE FOOD AT THE CL, THEN HIT THE CL IN HER STOMACH, SAT ON THE CL AND THAT'S WHEN THE CL BIT HER. THE CL WOULD LIKE FOR THE S/A TO LEAVE BUT THE S/A IS THE CL'S ONLY DTR AND SHE HAS NO WHERE ELSE TO GO. R/P SAID CL WAS UPSET OVER THE WHOLE THING AND BEGAN CRYING. THE CL SAID SHE WAS NOT AFRAID OF THE S/A SHE WAS UPSET WITH HER. A PSYCH NURSE WILL BE SEEING THE CL. R/P SAID THE CL SEEMED A LITTLE PARANOID. THE CL WANTED TO GO HOME BECAUSE SHE THOUGHT THE S/A WOULD BE GETTING INTO HER THINGS AND MESSING UP HER HOME. R/P SAID THERE WERE NO VISIBLE INJURIES.

CL SAID HER DTR MOVED IN 2 YEARS AGO AFTER SHE LOST HER JOB. THE CL SAID SINCE THE DTR HAS BEEN THERE THE POLICE HAS BEEN TO HER HOME 4 TO 5 TIMES.

Regarding  Case for Bobbye Rives on Feb 16 2011

Owner  Shefali Dua

Duration Priority Normal

Actual Start 2/16/2011

Due 2/16/2011 4:00 AM

Legacy Fields

Legacy ID 1,297,965 Last Modified On 2/16/2011

Legacy Client ID 154,190 Last Modified By

Last Modified By ID dmorris

Notes

CL was tearful throughout conversation.

It appears that CL is her own decision maker and is able to self advocate.

SOCIAL SUPPORT:

Daughter/SA - Lamita 'Nita' Pette
Nephew - Ralph Sanders - 714/262-8378
Niece - Beverly
Neighbors

FINANCIAL:

CL states that she manages her own finances claiming "I can do it better than some" and informing CM that she just sent out checks for the "lights and gas."

CL declined to share income specifics

LEGAL:

CL reports that Ralph and Beverly are named MDPOA, DPOA\$ co-agents. They are also Co-Successor Trustees.

CL states that she has an attorney but declined to share his/her information.

CIVIL RIGHTS & LANGUAGE:

CL speaks and understands English but declined to sign LND form. CR brochure explained and provided to CL.

PROTECTIVE ISSUE: FINANCIAL and MENTAL SUFFERING

- ☛ CL states that ever since her husband passed away (1/2008) SA has been trying to take over. CL stated "I can do everything for myself except drive" and that SA would "do stuff behind my back" such as trying to get CL to change physicians and get her declared incompetent. SA would claim that CL "has mental problems...dementia."

CL spoke at lengths about SA's privileged life having gone to private school and obtaining a double major at UCLA which her parents paid for.

- ☛ CL reported that SA had been living with her when, on 2/16/11, SA threw newly cooked bacon and eggs in CL's face. CL stated that the food was warm, not hot enough to burn her. CL reported having entered the kitchen where SA had been cooking breakfast. CL stated something about SA making breakfast for her too at which time SA stated that she was not obligated to make CL breakfast, called her a "nasty name" and threw the food in her face. SA then kicked CL in the right hip/thigh area. CL left the kitchen and was followed by SA. It was not clear to CM but somehow CL ended up on the ground with SA on top of her. SA would not let CL up so CL bit her on the shoulder. SA would not give CL the phone but called SDSO herself. Deputies arrived. CL claims that they were "nasty" to her and would only listen to SA. CL states that they "made a show" over the bite although CL stated she could have bit SA much harder and only bit hard enough to get her off. CL was taken to the hospital under 5150 and kept for 72 hours. While hospitalized, CL told the doctor what happened and stated that she did not feel safe in her home and that she wanted SA out. CL was D/C home on 2/19/11 and found SA in the process of moving out. CL changed the locks.

- ☛ CL denies any recent abuse but states that SA called SDSO on 11/18/12. SA, two deputies and CL's neighbor (who has a key to CL's home) came over. SA claimed that she had been trying to get a hold of CL and was worried. She then tried to get SDSO to take CL to the hospital, claiming that CL cannot care for herself and is "delirious." CL's neighbor informed deputies that SA is not CL's guardian. Paramedics were called out and spoke with CL who told them she was not going anywhere, had no aches or pains and did not need to go to the hospital. CL was not taken in.

CL and SA spent Thanksgiving together and CL reports that it went fine.

- ☛ CL has since obtained a statement from her attorney (which she did not share with CM). CL is to give this statement to deputies if SA calls them back out. CL did not say how the statement reads other than telling deputies "they'd better leave."

CL states that SA used to yell, curse and call her names but does not anymore. SA calls CL and "gets radical" on the phone talking about things she has heard (gossip). SA also comes over to CL's home "but she acts alright."

information if
conserved or
potential for
conservatorship

POA

POAs, names of the
authorized agents,
and if APS received
copies

Criminal History

Document Criminal
History

Trust

Trust, name of
trustee and
successor trustee,
and if APS received a
copy

Protective Issue

CT recalled in detail the series of events that have led up to the most recent abuse including abuse already investigated by APSS. CT reports her PCP sent out a HH SW and nurse, they both said the CT is fine but the CT's daughter told the CT she can't live alone anymore. CT said she is upset because her daughter wouldn't ever ask the CT what she needs help with, she would just do whatever she wants. CT reports she believes her daughter wants to be POA over the CT and put the CT away.

CT reports that on Sunday, she woke up at 9pm from a nap, went to the garage fridge for watermelon since she was hungry. CT saw a bright light in there coming from an electronic device she had never seen before (black iPhone). CT reports she has been recorded by her daughter in the past and she was worried it was another device like that. CT put the iPhone in her pocket. The CT's daughter saw the CT do this and chased the CT around in the garage and was tugging at the CT and her robe to try and get the phone back. CT reports she refused to give the phone back, there was a struggle and the CT reports her daughter bit her left arm and bruised her arm. CT reports she bit the SA to get the SA off her, but she never attacked the SA until the SA attacked first. CT reports she will always protect herself. CT reports she was held captive in the garage till 4am and not allowed food even though she begged to be let off the garage couch to eat.

CT agreed to go with APSS outside to call police and request an EPO with KO order.

APSS called LE, LE and PERT arrived in less than 5 minutes. Pert clinician Christine Davies assisted the deputies in obtaining the EPO and kick out order.

While the SA was moving out her items, the CT explained that the other night, earlier in the week, the SA came up to the bathroom door and met the CT at the bathroom door with a knife with a blade about 3-4 inches long with the blade pointed towards the ceiling. CT reports the SA mumbled something to the CT and walked away. CT reports this was very strange and she asked the SA what she said, but she did not hear what the SA said.

CT reports there is a long history of the SA financially abusing her and her husband. CT reports the SA has stolen items around her house including pictures, the CT's husband's Flag from his memorial service, and other items from the home.

When LE and the SA left, the CT went next door and got her neighbor Ed. Ed reports he will assist the CT with getting food today and making sure the CT is safe. Ed was educated about the EPO and how to call 911 if the SA is seen near the CT's property. Ed agreed to be of assistance any way he can.

APSS agreed to come back the next day at 12:30 to assist the CT with completing TRO documents. APSS agreed to call her nephew Ralph to inform him of what has occurred. APSS called Ralph, he said he will come on Sunday to take the CT grocery shopping and he will take the CT to all medical appointments. Ralph was educated on the EPO. Ed volunteered to take the CT to get the TRO when it is needed, he has done a TRO before.

Appointment

In person contact

Appointment

Subject In person contact
Location
Regarding APS Case for Bobbye Rives referred 7/23/2014

Scheduling Information

Required Bobbye Rives
Optional
Start Time 8/12/2014 8:00 AM Duration 1 hour
End Time 8/12/2014 9:00 AM All Day Event No
Show Time As Completed Priority Normal
Case Note Type Client In Person Contact

APSS met with the CT at her home. APSS and CT discussed that the TRO was served. CT still wants to go to the Restraining Order hearing to obtain the Permanent Restraining Order. CT wants APSS to be present. APSS agreed to meet the CT at the court Friday morning. APSS and CT discussed her need for a caregiver. CT feels she can manage at home for right now, but may decide she wants a caregiver to come for one hour a day M-F. CT says her cousin is coming over this weekend and she has a caregiver, so she will discuss it with her cousin. CT said she did not like LivHome because she was unclear about the cost. APSS explained how billing from a care giving agency would work. CT was more open to hiring a caregiver. Please note, the CT's home is clean, the CT had good hygiene and appearance, and the CT has been cooking for herself safely. CT explained she does not want to be a burden on her nephew, so she may end up hiring a caregiver sooner than later.

Notes

Details

Owner Karen Dee Organizer Karen Dee
Category

Late Dates: 6/09-120, 5/09-120, 4/09-90, 3/09-60, 2/09-30

ACCOUNT TRANSFERRED OR SOLD; CHARGED OFF ACCOUNT

B B QUICKCLICK
811-11988 06/14 05/07 \$2600 \$0 \$0 77 1 0 14 COLLECTION
LIC

Late Dates: 2/14-30

CONSUMER DISPUTES - REINVESTIGATION IN PROGRESS; COLLECTION ACCOUNT

OTHER CREDIT HISTORY

*** NONE ***

PUBLIC RECORDS

B B WEST COVINA
Docket #: 8J02620
Source: TU/EF

File Date: 11/08

Amount: \$2,500

Status Date: --/--

Plaintiff: TEMPEST FINANCIAL SER

Action Type: JUDGMENT

Status: JUDGMENT

TRADE SUMMARY

	#	BALANCE	HIGH CREDIT	PAYMENTS	PAST DUE
MORTGAGE	0	0	0	0	0
AUTO	2	0	0	0	0
EDUCATION	17	68213	54757	194	0
OTHER INSTALLMENT	5	0	0	0	0
OPEN	4	11288	10800	9077	11288
REVOLVING	8	1166	500	23	1166
OTHER	8	4890	4804	0	4890
TOTAL	44	85557	70861	9294	17344

SECURED DEBT 0 OLDEST TRADELINE 10/99

UNSECURED DEBT 85557 DEBT/HIGH CREDIT 116%

DEROGATORY SUMMARY

CHARGE OFFS: 5 30 DAYS: 8 INQUIRIES: 1
COLLECTIONS: 13 60 DAYS: 19 MOST RECENT LATE: undetermined
BANKRUPTCY: 0 90 DAYS: 18
PUBLIC RECORDS: 1 OTHER: 0

MORTGAGE SUMMARY

APPLICANT CO-APPLICANT

OF 30 DAY MTG DELINQ 0

OF 60 DAY MTG DELINQ 0

OF 90 DAY MTG DELINQ 0

OF INQUIRIES 1

TRADELINE COUNT 44

INQUIRIES (LAST 120 DAYS)

XP B 08/06/15

CLARITY SERVICES INC

MISC

TU HIGH RISK FRAUD ALERT

*** HIGH RISK FRAUD ALERT ***

2 - SANDERS, RALPH

AVAILABLE AND CLEAR

ALERT

1 - RALPH E SANDERS YOB: 1952

EXPERIAN OFAC NAME MATCHING SERVICE: NO MATCH FOUND UNLESS OTHERWISE INDICATED

SOURCE OF INFORMATION

1 EXPERIAN - PULLED ON: 08/31/15

NAME: RALPH E SANDERS 572880683 DOB: 07/01/52

NAME: SANDERS RALPH 572880683 DOB: N/A

NAME: E SANDERS RALPH 572880683 DOB: N/A

SSN: 572880683

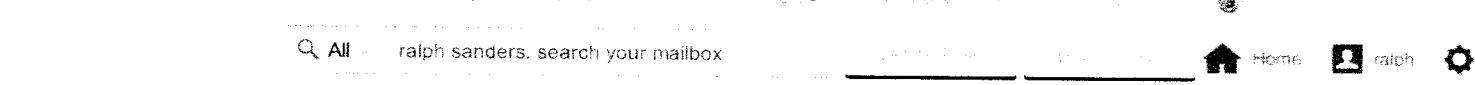
ADDRESS: 1345 CABRILLO PARK DR, SANTA ANA, CA 92701-3160 - REPORTED 07/12 - 08/15

ADDRESS: 1530 N VAN NESS AVE, SANTA ANA, CA 92706-3841 - REPORTED 08/06 - 09/12

ADDRESS: 508 NORMANDY PL, SANTA ANA, CA 92701-5952 - REPORTED 10/09 - 07/10

EMPLOYER: FULLERTON INTERFATH// - REPORTED 11/07

EMPLOYER: MERCY HOUSE// - REPORTED 10/13



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LUIS VENTURA

FOUNDATION GROUP

dan kalili

stephanie dufour

jared eugene

PATRICK HOSEY

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Hosey & Bahrambeygui, LLP Accounting (2)

JMS <jstieg@hbattomeys.com>

11/14/16 at 11:02 AM

To ralph sanders

CC PLH

Good Morning Ralph,

I have reviewed the Hosey & Bahrambeygui, LLP invoices for the Sanders adv. Pette matter. Please see the summary below:

Payments to H&B:

07-14-2015 - \$10,000

10-16-2015 - \$10,000

03-03-2016 - \$ 7,000

TOTAL PAYMENTS: \$27,000

TOTAL AMOUNT INVOICED BY H&B: \$36,763.34

Accordingly, the balance is \$9,763.34

Please let me know if you have any questions or need additional information.

Sincerely,

Jennifer M. Rivera

Paralegal

Hosey & Bahrambeygui

Attorneys at Law, LLP

225 Broadway, Suite 1460

San Diego, CA 92101

619 231 0500

f) 619 238 1097

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ralph sanders Hello Luis. I hope you are doing well but busy. I do no

11/17/16 at 6:52 PM

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Max Ma on flickr

*Law Office of Luis E. Ventura
960 Cordova Drive
Chula Vista, CA 91910*

Invoice submitted to:
Ralph Sanders and Beverly Murray-Calcote

May 19, 2016 Sanders' Portion
November 29, 2016

INVOICE # 10464

Professional Services

	Hrs/Rate	Amount
5/2/2016 Review memoranda from L. Woodward re rescheduling MSC before Judge Bloom to 1pm on May 5; prepare memorandum to and review response from P. Hosey confirming me not to attend and re anticipated anti-SLAPP opposition	0.10 250.00/hr	NO CHARGE
5/3/2016 Review Register of Actions re Plaintiff's filing of anti-SLAPP opposition papers; prepare memoranda to and review responses from co-counsel re same and re errata re same; initial review of Pette declaration; review memoranda from and respond to P. Hosey re need for objecting to same and bases of objections; phone with attorneys Hosey and C. Albence re ideas re reply memorandum and re considerations re same; phone with opposing counsel's secretary, C. Stonehouse, re email	1.20 250.00/hr	300.00
5/4/2016 Prepare memorandum re balance of work for reply re anti-SLAPP motion and re options re same; research standing issue raised in opposition; phone with P. Hosey re standing and re additional arguments; phone with, review memoranda from and prepare response to R. Sanders re two letters at issue; phone with B. Calcote re same; phone with opposing counsel S. Blea re failure to serve opposition papers on me and effect of time crunch on reply	2.50 250.00/hr	625.00
5/5/2016 Prepare memorandum to R. Sanders re Sept. 2014 letter; phone conference with co-counsel re letters re anti-SLAPP motion and other issues re motion; research and prepare evidentiary objections; prepare memorandum to co-counsel re same and review response from Hosey; review memoranda from and prepare responses to co-counsel L. Woodward re TRO pleadings; phone with opposing counsel S. Blea re lack of service issues re opposition and his view that service on me not required; phone with B. Calcote re motion and possible bankruptcy filing; conference call with P. Hosey and R. Sanders re motion and possible bankruptcy filing	6.20 250.00/hr	1,550.00

Ralph Sanders and Beverly Murray-Calcote

Page 2

	Hrs/Rate	Amount
5/6/2016 Phone with P. Hosey re considerations re proceeding with motion; phone calls, prepare memoranda to, and review responses from R. Sanders, C. Albence, and B. Calcote re same; research and prepare reply memorandum; finalize evidentiary objections; prepare memoranda to and review responses opposing counsel Blea re agreement re e-service, re service of Evidentiary Objections, and re they not in agreement with any additional time; prepare memoranda to and review responses from R. Sanders re 'hospital would have received letter from Rives' attorney, Russell Griffith'	8.00 250.00/hr	2,000.00
5/7/2016 Phone with and review memorandum from B. Calcote re Sept. 2012 letter; phone with P. Hosey re same; prepare memorandum to and phone with Sanders re same; prepare and finalize Reply Memorandum of P&A and Declaration re same; prepare memorandum to all counsel re same	8.40 250.00/hr	2,100.00
5/11/2016 Prepare and finalize memorandum to B. Calcote-Murray, R. Sanders, C. Albence, and P. Hosey re status of anti-SLAPP motion, court reporter re same, inherent risk motion can be denied, evidentiary objections re same, and re deciding on whether to file for bankruptcy with input from bankruptcy attorney; review Plaintiff's 'Response to Evidentiary Objections'; research same; review minute order re anti-SLAPP hearing moved to May 20; prepare separate memoranda to clients and to opposing counsel re same; review responses from Hosey, Sanders, and Calcote re same	1.80 250.00/hr	450.00
For professional services rendered	28.20	<u>\$7,025.00</u>

Invoice limited to **\$6000** total via email of May 19, 2016 per agreement that any fees in excess of \$6000 may still be claimed in attorney fee motion if anti-SLAPP motion is successful.

\$3000 of invoice to be paid by Murray-Calcote and **\$3000** to be paid by Sanders.

	\$3000
July 22, 2016 Pymt.	<u>-\$200</u>
Subtotal	\$2800
Aug. 25, 2016 Pymt.	<u>-\$ 300</u>
Subtotal	\$2500
Oct. 7, 2016 Pymt.	<u>-\$ 600</u>
Subtotal	\$1900
Nov. 14, 2016 Pymt.	<u>-\$ 200</u>
Subtotal	\$1700
Balance	\$1700



Potential Score Improvement

File#: 1790198

Date: 8/31/2015

Company: AMERIFIRST FINANCIAL INC



Applicant: RALPH SANDERS

	Experian	TransUnion	Equifax
Bureau Scores	529	576	521
Potential Score Improvement	+22	+34	+40

Credit Assure™

Credit Assure™ looks for opportunities to help a borrower improve their credit score, typically by paying down balances.

CREDIT ASSURE BENEFITS

- Alerts you to opportunities you might have overlooked
- Helps you approve more applicants
- Helps you make better offers and close more loans

Current scores (called bureau scores) are provided by the credit bureaus. Predicted scores (called potential scores) and score changes (called potential improvements or score improvements) are provided by CreditXpert Inc. ("CXI") and are not bureau or FICO scores or changes. Predicted scores and score changes simulated by CreditXpert® products are only estimates. CXI does not guarantee that scores from any other company will change by the same amount, in the same way, or at all, or that correcting credit report information will result in a score improvement. CreditXpert products are based on credit reports from the bureaus. CXI is not responsible for inaccurate results, including any due to incorrect, incomplete, or outdated credit report information or incorrect assumptions about the future. CXI is not a credit counseling or credit repair organization. CXI is not endorsed by Equifax, Experian, TransUnion or FICO.

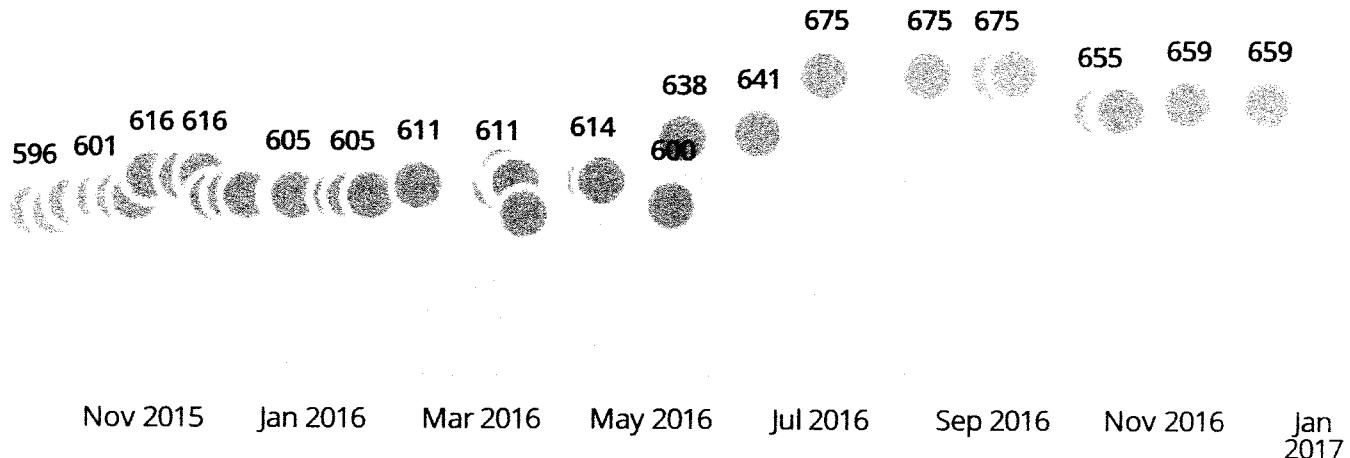
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Scores

Equifax (?) bureau=EFX)	TransUnion (?) bureau=TU)	Experian (?) bureau=EXP)
----------------------------	------------------------------	-----------------------------

FICO® SCORE 8 TIMELINE



FICO® SCORE 8 INGREDIENTS

As of 3/25/2017

FICO® Score takes into consideration the following categories of credit data.

Poor

Payment History
Your history of paying bills on time

35% of a FICO Score

You have 12 account(s) showing 30+ days late

Fair

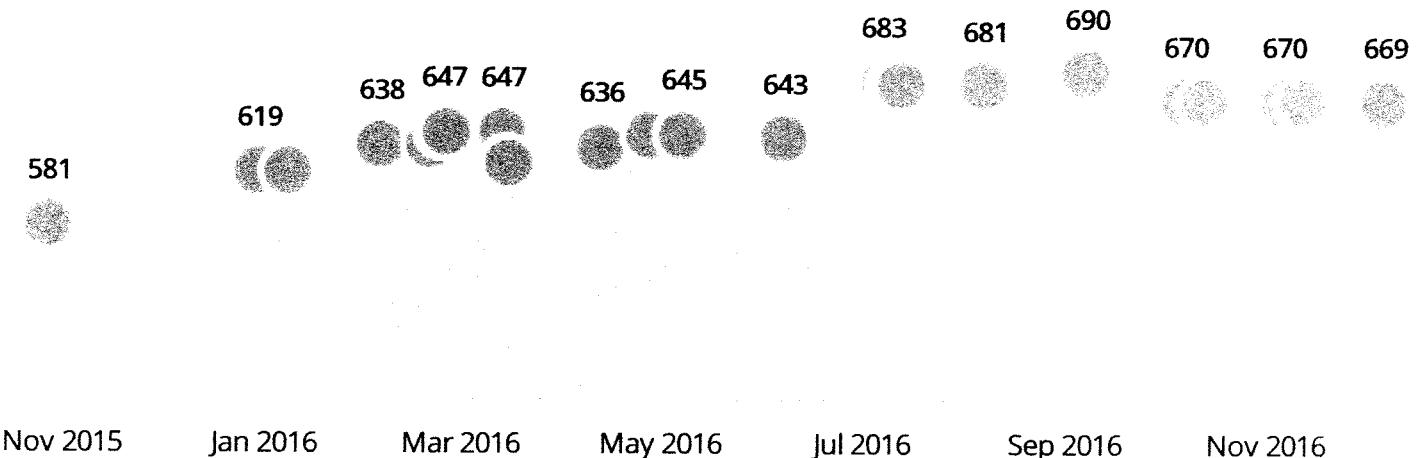
Amount Of Debt
Your total amount of outstanding debt

30% of a FICO Score

Scores

Equifax (?) bureau=EFX)	TransUnion (?) bureau=TU)	Experian (?) bureau=EXP)
----------------------------	------------------------------	-----------------------------

FICO® SCORE 8 TIMELINE



FICO® SCORE 8 INGREDIENTS

As of 3/25/2017

FICO® Score takes into consideration the following categories of credit data.

Poor

Payment History
Your history of paying bills on time

35% of a FICO Score

You have 12 account(s) showing 30+ days late

Good

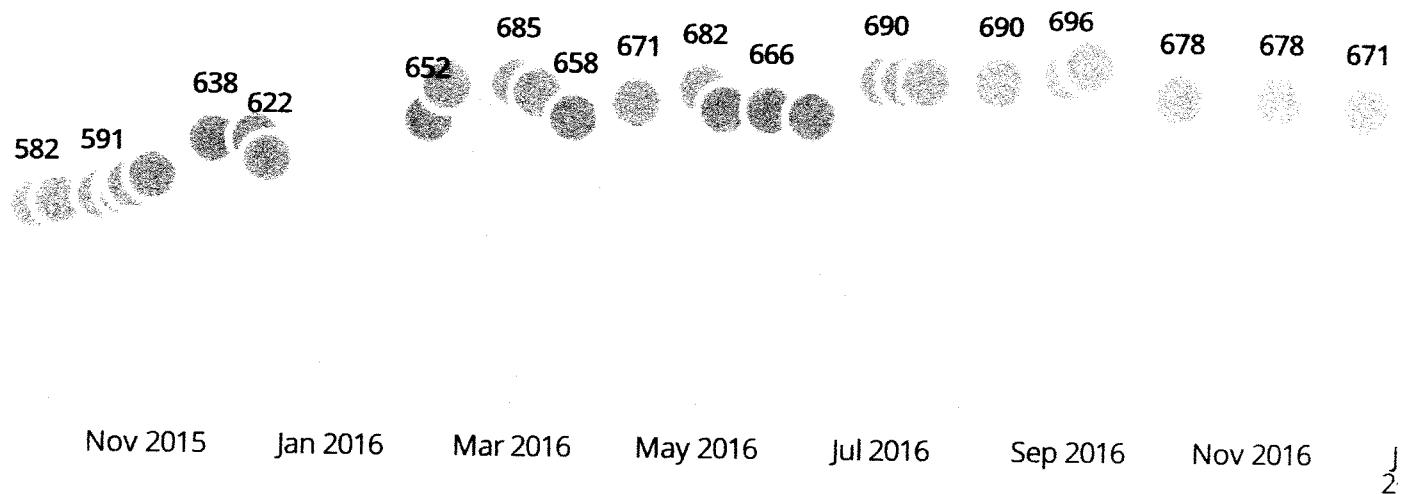
Amount Of Debt
Your total amount of outstanding debt

30% of a FICO Score

Scores

Equifax (?) bureau=EFX)	TransUnion (?) bureau=TU)	Experian (?) bureau=EXP)
----------------------------	------------------------------	-----------------------------

FICO® SCORE 8 TIMELINE



FICO® SCORE 8 INGREDIENTS

As of 3/25/2017

FICO® Score takes into consideration the following categories of credit data.

Poor

Payment History
Your history of paying bills on time

35% of a FICO Score

You have 5 account(s) showing 30+ days late

Good

Amount Of Debt
Your total amount of outstanding debt

30% of a FICO Score

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Inbox (9) ralph sanders Hello Grady. I hope you are doing well. Just checking (12/20/16 at 9:30 PM

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Grady B Vickers Jr <grady@gtvproperties.com> Jan 12 at 2:24 PM
To 'ralph sanders'

Hello Ralph,
I am sorry your BK has taken so long. Lately I have been overwhelmed with emergencies. Will see you soon.

Thank you,

GRADY B VICKERS, JR
CEO / PRESIDENT

GTV PROPERTIES INCORPORATED
19252 KANBRIDGE STREET
APPLE VALLEY, CALIFORNIA 92308-6070
760.240.7120 OFFICE
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THE GREAT WALL
OWN IT NOW

ralph sanders Hello Grady. Thank you for getting in contact. I pray th Jan 12 at 6:19 PM

ralph sanders Hello Grady. I pray you are doing well. Are things stabl Jan 22 at 6:24 PM

ralph sanders Hello Grady. 5 payments 01-05-16 \$576 01-11-16 \$726 Jan 23 at 9:56 PM



1 Daniel W. Abbott, Esq. (SBN 218334)
2 Stephen D. Blea, Esq. (SBN 294339)
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4 Telephone (619) 407-0505
E-Mail: abbott@wmalawfirm.com

5 Attorneys for Plaintiff Larnita Pette
6

7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

9 **COUNTY OF SAN DIEGO**

10 **CENTRAL DIVISION**

11
12 LARNITA PETTE, as an interested person on
behalf of BOBBYE RIVES (deceased); LARNITA
13 PETTE, as an individual.

Case No. 37-2015-00015654-CU-PO-CTL

14
15 **PLAINTIFF LARNITA PETTE'S EXPERT
WITNESS DESIGNATION AND
DECLARATION**

16 Plaintiff,

17 vs.

18 BEVERLY MURRAY-CALCOTE; RALPH
SANDERS; and DOES 1 through 50, inclusive.

19 Defendants.

20
21
22 Plaintiff LARNITA PETTE, as an individual and as an interested person on behalf of BOBBYE
23 RIVES, pursuant to Code of Civil Procedure section 2034.260, hereby submits her list of expert
24 witnesses whose expert opinion she expects to offer in evidence at trial.
25

26 ///

27 ///

28 ///

60

SUM-100

SUMMONS
(CITACION JUDICIAL)

NOTICE TO DEFENDANT:

(AVISO AL DEMANDADO):

BEVERLY MURRAY-CALCOTE; RALPH SANDERS; RUSSELL GRIFFITH; and DOES 1 through 100, inclusive

FOR COURT USE ONLY
SOLO PARA USO DE LA CORTE

F Clerk of the Superior Court

MAY 08 2015

YOU ARE BEING SUED BY PLAINTIFF:

(LO ESTÁ DEMANDANDO EL DEMANDANTE):

LARNITA PETTE, as an interested person on behalf of BOBBYE RIVES (deceased); LARNITA PETTE, as an individual

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. NOTE: The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. *AVISO! Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lee la información a continuación.*

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. AVISO: Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:

(El nombre y dirección de la corte es): SAN DIEGO SUPERIOR COURT
330 West Broadway
San Diego, CA 92101

CASE NUMBER:
(Número del Caso):

37-2015-00015654-CU-PO-CTL

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:

(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):

Daniel W. Abbott, Esq. (SBN 218334), WITHAM MAHONEY & ABBOTT, LLP

101 B Street, Suite 2220, San Diego, CA 92101 (619) 407-0505

DATE:
(Fecha)

MAY 12 2015

Clerk, by
(Secretario) B. Chandler

, Deputy
(Adjunto) *MM*

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)

(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).



NOTICE TO THE PERSON SERVED: You are served

- as an individual defendant.
- as the person sued under the fictitious name of (specify):

- on behalf of (specify):

under: CCP 416.10 (corporation) CCP 416.60 (minor)
 CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
 CCP 416.40 (association or partnership) CCP 416.90 (authorized person)
 other (specify):

- by personal delivery on (date): *6-18-15*

herein then RALPH SANDERS and BEVERLY MURAY-CALCOTE shall serve as successor Co-Trustees. In the event either RALPH SANDERS or BEVERLY MURAY-CALCOTE are unable or unwilling to so serve, then the other shall as Successor Trustee. The Trustor may remove or designate alternate acting or Successor Trustees from time to time. Under no circumstances shall Trustor's daughter serve as a Successor Trustee.

2.3. Personal Information. The Trustor has one (1) child, namely LARNITA ANN PETTE (born June 25, 1949). Trustor is not married as of the making of this Trust, her husband having predeceased her.

III. DISTRIBUTION OF INCOME AND PRINCIPAL DURING LIFETIME OF TRUSTOR.

3.1. Payments to Trustor: During the lifetime of the Trustor, the Trustee shall pay to or apply for the benefit of Trustor the net income of the Trust Estate in monthly or more frequent installments. If the Trustee considers the net income insufficient, the Trustee shall pay to or for the account of the Trustor as much of the principal as is necessary in the Trustee's discretion for the Trustor's proper health, education, support, maintenance, comfort, and welfare, in accordance with her accustomed manner of living at the date of this Instrument.

3.2. Distribution at Direction of Trustor: During the lifetime of the Trustor, the Trustor may at any time direct a Trustee in writing to pay single sums or periodic payments out of the Trust Estate to any other person or organization.

1 Daniel W. Abbott, Esq., SBN 218334
2 Stephen D. Blea, Esq., SBN 294339
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7 E-Mail: abbott@wmalawfirm.com

8 Attorneys for Larnita Ann Pette,
9 Petitioner

10 **ELECTRONICALLY FILED**
11 Superior Court of California,
12 County of Orange
13 **07/13/2016 at 04:59:52 PM**
14 Clerk of the Superior Court
15 By Laura Ojeda, Deputy Clerk

16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

17 **IN AND FOR THE COUNTY OF ORANGE**

18 **CENTRAL JUSTICE CENTER**

19 In The Matter of:

20 THE BOBBYE J. RIVES TRUST
21 dated November 30, 2011

22 Case No. 30-2016-00863391-PR-TR-CJC

23 [ROA #]

24 **NOTICE OF LODGMENT OF DOCUMENTS
25 IN SUPPORT OF LARNITA PETTE'S
26 PETITION TO REMOVE RALPH SANDERS
27 AND BEVERLY MURRAY-CALCOTE AS
28 TRUSTEES, ET AL.**

29 Date:
30 Time:
31 Dept.:
32 Judge:

33 Petitioner, Larnita Ann Pette ("Petitioner"), as a beneficiary of The Bobbye J. Rives Trust dated
34 November 30, 2011 ("Trust"), hereby lodges the following documents in support of her *Petition for*
35 *Order (1) Removing RALPH SANDERS & BEVERLY MURRAY-CALCOTE As Trustees; (2)*
36 *Surcharging RALPH SANDERS & BEVERLY MURRAY-CALCOTE; (3) Denying Trustee*
37 *Compensation To RALPH SANDERS & BEVERLY MURRAY-CALCOTE; (4) Instructing Co-Trustees*
38 *To Produce Further Information & Accountings; (5) Instructing Co-Trustees to Distribute Assets of the*
39 *Trust; (6) Enjoining RALPH SANDERS & BEVERLY MURRAY-CALCOTE From Further Acts as*

CERTIFICATION OF VITAL RECORD

COUNTY OF SAN DIEGO

3052014173584

3201437014719

USE BLOCK BY ONLY TO MAKE VITAL RECORDS OR ALTERATIONS

STATE FILE NUMBER		LAST (Family NAME)		LOCAL REGISTRATION NUMBER	
1. NAME OF DECEASED - FIRST MIDDLE BOBBYE JEAN		3. DATE OF BIRTH (mm/dd/yyyy) 10/23/1927		4. AGE IN YEARS 86	
5. BIRTH STATE/FOREIGN COUNTRY TEXAS		6. SOCIAL SECURITY NUMBER 458-34-1576		7. EVER TELL APPOINTED FOR LESI X UNK	
8. EDUCATION - HIGHEST GRADE HS GRADUATE		9. WAS DECEASED HISPANIC/ANGLICAN/PROTESTANT X NO		10. MARRITAL STATUS/OPP WIDOWED	
11. DECEASED'S RACE - USE 10-3 RACE MAY BE STATED IN ADDITION AFRICAN AMERICAN		12. DATE OF DEATH (mm/dd/yyyy) 09/14/2014		13. HOUR (1-24) 0515	
14. DECEASED'S RESIDENCE (STREET AND NUMBER IF LOCATION) 363 CERRO STREET		15. COUNTRY/PROVINCE SAN DIEGO		16. LAND OF BUSINESS OR INDUSTRY (e.g., grocery store, road construction, employment agency, etc.) OWN HOME	
17. YEARS IN COUNTRY 60		18. ZIP CODE 92024		19. YEARS IN COUNTRY CALIFORNIA	
20. INFORMANT'S NAME, RELATIONSHIP BERVERLY MURRAY-CALCOTE, NIECE DPOA		21. INFORMANT'S MAILING ADDRESS (NAME AND NUMBER OF FLOOR/FLOOR/UNIT, CITY OR TOWN, STATE ZIP CODE) 3166 WEST AVENUE M-2, LANCASTER, CA 93536			
22. NAME OF SURVIVING SPOUSE SPED - FIRST -		23. MIDDLE -		24. LAST (BIRTH NAME) -	
25. NAME OF FATHER/PARENT-FIRST ROBERT		26. MIDDLE BILL		27. LAST SANDERS	
28. NAME OF MOTHER/PARENT-FIRST ELOISE		29. MIDDLE -		30. LAST (BIRTH NAME) VERNON	
31. DISPOSITION DATE (mm/dd/yyyy) 09/30/2014		32. PLACE OF FINAL DISPOSITION MIRAMAR NATIONAL CEMETERY 5795 NOBEL DRIVE, SAN DIEGO, CA 92122		33. BIRTH STATE TEXAS	
34. TYPE OF DISPOSITION: CR/BU		35. SIGNATURE OF EMBALMER DAVID MEITZLER		36. LICENCE NUMBER EMB9006	
37. NAME OF FUNERAL ESTABLISHMENT ETERNAL HILLS MORTUARY		38. LICENSE NUMBER FD234		39. DATE (mm/dd/yyyy) 09/23/2014	
40. PLACE OF DEATH LAS VILLAS DE CARLSBAD		41. IF HOSPITAL, SPECIFY ONE P DROP DCA		42. IF OTHER THAN HOSPITAL, SPECIFY ONE HOSPITAL NURSE'S HOME	
43. CITY CARLSBAD		44. IF HOSPITAL, SPECIFY ONE P DROP DCA		45. IF OTHER THAN HOSPITAL, SPECIFY ONE HOSPITAL NURSE'S HOME	
46. COUNTY SAN DIEGO		47. FACILITY ADDRESS OR LOCATION WHERE FOUND (Street and number, or location) 1088 LAGUNA DRIVE		48. CITY CARLSBAD	
49. CAUSE OF DEATH IMMEDIATE CAUSE Final disease or condition resulting in death X CARDIAC ARREST		50. SIGNATURE OF LOCAL REGISTRAR WILMA WOOTEN, MD		51. DATE (mm/dd/yyyy) 09/23/2014	
52. SECONDEMELY, 1st condition, if any. Listed on back of deceased's death certificate X CORONARY ARTERY DISEASE		53. SIGNATURE OF LOCAL REGISTRAR WILMA WOOTEN, MD		54. DATE (mm/dd/yyyy) 09/23/2014	
55. SECONDEMELY, 2nd condition, if any. Listed on back of deceased's death certificate X		56. SIGNATURE OF LOCAL REGISTRAR WILMA WOOTEN, MD		57. DATE (mm/dd/yyyy) 09/23/2014	
58. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE GIVEN IN 57 NONE		59. SIGNATURE OF LOCAL REGISTRAR WILMA WOOTEN, MD		60. DATE (mm/dd/yyyy) 09/23/2014	
61. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEM 58 OR 59? If yes, list type of operation and date NO		62. FEMALE PREGNANT IN LAST YEAR YES X NO		63. DATE (mm/dd/yyyy) 09/23/2014	
64. I CERTIFY THAT TO THE BEST OF MY KNOWLEDGE DEATH OCCURRED AT THE HOUR, DATE, AND PLACE STATED FROM THE CAUSES STATED Doctor Attestant Since Signature Last Seen Alive 09/20/2014 09/09/2014		65. SIGNATURE AND TITLE OF CERTIFIER DANIEL MARK GIVEN M.D.		66. LICENSE NUMBER A121110	
67. MANNER OF DEATH Natural Accidental Homicide Suicide Fatality Death by Natural Death		68. TYPE ATTENDING PHYSICIAN'S NAME, MAILING ADDRESS, ZIP CODE DANIEL MARK GIVEN M.D. 10666 N TORREY PINES RD, LA JOLLA, CA 92122		69. DATE (mm/dd/yyyy) 09/23/2014	
70. CERTIFY THAT IN MY OPINION DEATH OCCURRED AT THE HOUR, DATE, AND PLACE STATED FROM THE CAUSES STATED Injury Attestant Since Signature Last Seen Alive 09/09/2014 09/09/2014		71. INJURY LOCATED AT WORK YES NO UNKNOWN		72. INJURY DATE (mm/dd/yyyy) 09/09/2014	
73. PLACE OF INJURY (e.g., home, construction site, wooded area, etc.) 		74. DESCRIBE HOW INJURY OCCURRED (Events which resulted in injury) 		75. DATE (mm/dd/yyyy) 	
76. LOCATION OF INJURY (Street and number, or location, and city, and zip) 		77. SIGNATURE OF CORONER / DEPUTY CORONER Wilma J. Wooten, M.D.		78. TYPE NAME, TITLE OF CORONER / DEPUTY CORONER Wilma J. Wooten, M.D.	
STATE REGISTRAR	A	B	C	D	E
			'010001002737626'		FAX AUTH.#
					CENSUS TRACT

County of San Diego - Health & Human Services Agency - 3851 Rosecrans Street. This is to certify that, if bearing the OFFICIAL SEAL OF THE STATE OF CALIFORNIA, the OFFICIAL SEAL OF SAN DIEGO COUNTY AND THEIR DEPARTMENT OF HEALTH SERVICES EMBOSSED SEAL, this is a true copy of the ORIGINAL DOCUMENT FILED. Required fee paid.

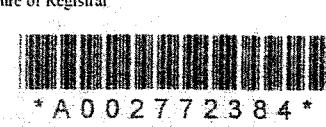
DATE ISSUED: September 26, 2014

Wilma J. Wooten, M.D.
WILMA J. WOOTEN, MD
REGISTRAR OF VITAL RECORDS
County of San Diego

This copy not valid unless prepared on engraved border displaying seal and signature of Registrar



ANY ALTERATION OR REPRODUCTION OF THIS CERTIFICATE IS ILLEGAL



* A 0 0 2 7 7 2 3 8 4 *



FAQs

(frequently asked questions)

about

"Clostridium difficile"

What is Clostridium difficile?

Clostridium difficile [pronounced Klo-STRID-ee-um dif-uh-SEEL], also known as "*C. diff*" [See-dif], is a germ that can cause diarrhea. Most cases of *C. diff* infection occur in patients taking antibiotics. The most common symptoms of a *C. diff* infection include:

- Diarrhea
- Nausea
- Cramps
- Vomiting
- Belly pain and tenderness

310
985
1501

What is the best way to get *C. diff* infection?

The elderly and people with certain medical problems have the greatest chance of getting *C. diff*. *C. diff* spores can live outside the human body for a very long time and may be found on things in the environment such as bed linens, bed rails, bathroom fixtures, and medical equipment. *C. diff* infection can spread from person-to-person on contaminated equipment and on the hands of doctors, nurses, other healthcare providers and visitors.

How is *C. diff* infection treated?

, there are antibiotics that can be used to treat *C. diff*. In some severe cases, a person might have to have surgery to remove the infected part of the intestines. This surgery is needed in only 1 or 2 out of every 100 persons with *C. diff*.

What are some of the things that hospitals are doing to prevent *C. diff* infections?

To prevent *C. diff* infections, doctors, nurses, and other healthcare providers:

- Clean their hands with soap and water or an alcohol-based hand rub before and after caring for every patient. This can prevent *C. diff* and other germs from being passed from one patient to another on their hands.
- Carefully clean hospital rooms and medical equipment that have been used for patients with *C. diff*.
- Use Contact Precautions to prevent *C. diff* from spreading to other patients. Contact Precautions mean:
 - o Whenever possible, patients with *C. diff* will have a single room or share a room only with someone else who also has *C. diff*.
 - o Healthcare providers will put on gloves and wear a gown over their clothing while taking care of patients with *C. diff*.
 - o Visitors may also be asked to wear a gown and gloves.
 - o When leaving the room, hospital providers and visitors remove their gown and gloves and clean their hands.

o Patients on Contact Precautions are asked to stay in their hospital rooms as much as possible. They should not go to common areas, such as the gift shop or cafeteria. They can go to other areas of the hospital for treatments and tests.

- Only give patients antibiotics when it is necessary.

What can I do to help prevent *C. diff* infection?

- Make sure that all doctors, nurses, and other healthcare providers clean their hands with soap and water or an alcohol-based hand rub before and after caring for you.

If you do not see your providers clean their hands, please ask them to do so.

- Only take antibiotics as prescribed by your doctor.
- Be sure to clean your own hands often, especially after using the bathroom and before eating.

Can my friends and family get *C. diff* when they visit me?

C. diff infection usually does not occur in persons who are not taking antibiotics. Visitors are not likely to get *C. diff*. Still, to make it safer for visitors, they should:

- Clean their hands before they enter your room and as they leave your room
- Ask if you are allowed to wear a gown and gloves when you leave your room
- If you are allowed to wear a gown and gloves, wear a gown and gloves when you leave your room
- If you are allowed to wear a gown and gloves, wear a gown and gloves when you leave your room
- If you are allowed to wear a gown and gloves, wear a gown and gloves when you leave your room
- If you are allowed to wear a gown and gloves, wear a gown and gloves when you leave your room
- If you are allowed to wear a gown and gloves, wear a gown and gloves when you leave your room
- Your doctor may give you additional instructions.

If you have questions, please ask your doctor or nurse.





PATIENT DISCHARGE / INTERFACILITY
TRANSFER INSTRUCTIONS

RIVES, BOBBYE J
MRN:200251338 DOB: 10/23/1927 F/86
09/01/14 KIM, JAMES T MD
ACCT:102074264

SCRIPPS MEMORIAL HOSPITAL, ENCINITAS

Nurse to complete asterisked items (*). Physician to complete shaded areas.

*Discharged to: Home Home with Home Health Acute Rehab Assisted Living Board and Care SNF

Other: Las Villas de Carlsbad

*Mode of transport: Auto Ambulance Wheelchair Transport Other

Follow up Appointments

Primary Physician: Dr. M. Cava Call to be seen in 7 days, Phone: (619) 221-4446

Specialty Doctor Singing Dv Reason cardiology see in 1-2 days, Phone: (760) 230-6666

Specialty Doctor Jamison Glenn Reason c. the spine see in 7-10 days, Phone: (760) 230-5159

Specialty Doctor Reason see in days, Phone:

Diet: Regular Cardiac Diabetic 172gm Sodium Soft Other:

(Circle) Diet/swallow precautions or instructions: C. diff precautions

Activity: No restrictions unless noted below

May resume all normal activities in _____ (circle) days / weeks
 No shower until _____ No bath until _____
 No lifting more than _____ pounds Weight bearing restriction:
 Until further instructed by MD, walk with Walker Crutches Other:

Driving: In _____ days when cleared by MD Work: In _____ days when cleared by MD

Labs: PT/INR in _____ days Other labs/procedures: ✓ CBC + BMP in 3 days

*Incision Instructions: Keep wound clean and dry Okay to leave open to air

*Notify surgeon for fever, chills, increased drainage, redness, and/or pain.

*Wound Care: Pressure Ulcer Present: No Yes Stage/Location: _____
Instructions: _____

*Other Information / Instructions: * Do NOT Disclose ANY Pt. info, except to Dr. Nephew - Ralph Sanders (714) 263-3337 If develop back pain, consider T12/S1 fracture

*Immunizations given in hospital as applicable: Flu Pneumonia Date given: (if known)

Continuing Care

For: RN PT OT Speech Wound Other: _____

*Phone: _____

*Agency: _____

Infusion of: _____ *Agency: _____ *Phone: _____

Equipment: Oxygen at _____ liters/min *Agency: _____ *Phone: _____

Other equipment: _____ *Agency: _____ *Phone: _____

*Information to be completed for next caregiver/SNF Report called to: (714) 434-4322

SNF Accepting MD DR. Daniel Green Care Navigator Name: Diane Slayton, RN

Time of last meal: _____ Time of last pain medication: _____ Confused/ forgetful

Foley catheter inserted (date): _____ Incontinent: stool urine Last Bowel Movement: _____

Needs assist with: Bathing/dressing Eating Ambulation Other _____

Advanced Directive: No Yes Copy With Patient

Infection: MRSA C. Difficile VRE Other _____

PHYSICIAN SIGNATURE DATE/TIME PATIENT SIGNATURE NURSE SIGNATURE DATE/TIME
John D. Cava 9/6/14 X William B. Smith 9/6/14

Belongings sheet reviewed with patient
 Discharge instructions/medications reviewed with patient/family and copies given.

PHOTOCOPY ON DISCHARGE

Page 1 of 2

Original: Chart Copy: Patient 320-8720-807 (11/11)





EA-700

Request to Renew Restraining Order

Clerk stamps below when form is filed.

1 Protected Elder or Dependent Adulta. Full Name: Bobbye Jean Rives Person requesting protection for the elder or dependent adult, if different (*person named in item ③ of Form EA-100*):

Full Name: _____

Lawyer for person named above (*if any for this case*): _____

Name: _____ State Bar No. _____

Firm Name: _____

b. Your Address (*If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail*):
Address: 363 Cerro St.City: Encinitas State: CA Zip: 92024Telephone: 186663999050 Fax: _____E-Mail Address: >code: 7604362096#

Court name and street address.

Superior Court of California, County of San Diego Superior Court North County Division 325 South Melrose Drive Vista, CA 92081-662

Fill in case number

Case Number:
37-2014-00024600-CU-PT-NC**2 Restrained Person**Full Name: Larnita Ann PetteAddress (*if known*): _____

City: _____ State: _____ Zip: _____

3 Request to Renew Restraining OrderI ask the court to renew the *Elder or Dependent Adult Abuse Restraining Order After Hearing* (Form EA-130). A copy of the order is attached.a. The order ends on (*date*): 08-15-14b. This is my first request to renew the order. The order has been renewed _____ times.c. I want the order to be renewed for five years permanentlyd. I ask the court to renew the order because (*explain below*): Check here if there is not enough space for your answer. Attach a sheet of paper and write "Attachment 3d—Reasons to Renew Order" for a title. You may use Form MC-025, Attachment.Larnita Ann Pette is an ongoing threat to her mother.

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

Type or print your name

Sign your name

This is not a Court Order.

EA- 710

**Notice of Hearing to Renew
Restraining Order**

Clerk stamps below when form is filed.

① Protected Elder or Dependent Adult

a. Full Name: Bobbye Jean Rives

Person requesting protection for the elder or dependent adult, if different (person named in item ③ of Form EA-100):

Full Name: _____

Lawyer for person named above (if any for this case):

Name: _____ State Bar No.: _____

Firm Name: _____

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail):

Address: 363 Cerro St.

City: Encinitas State: CA Zip: 92024

Telephone: 18663999050 Fax: _____

E-Mail Address: ->code: 7604362096#

Court name and street address:

**Superior Court of California, County of
San Diego Superior Court
North County Division
325 South Melrose Drive
Vista, CA 92081-662**

Fill in case number:

**Case Number:
37-2014-00024600-CU-PT-NC**

② Restrained Person

Full Name: Lamita Ann Pette

Address (if known): _____

City: _____ State: _____ Zip: _____

To the Restrained Person:

③ Court Hearing

The judge has set a court hearing date. Court will fill in box below.

The current restraining order stays in effect until the end of the hearing.

Name and address of court if different from above:

Hearing Date

Date: _____ Time: _____

Dept.: _____ Room: _____

At the hearing, the judge can renew the current restraining order for up to another five years or make it permanent. You must continue to obey the current restraining order until the hearing. At the hearing, you can tell the judge if you do not want the order against you renewed. If the restraining order is renewed, you must obey the order even if you do not attend the hearing.

If you wish to make a written response to the request to renew the restraining order, you may fill out Form EA-720, Response to Request to Renew Restraining Order. File the original with the court before the hearing and have someone age 18 or older—not you—mail a copy of it to the person in ① at the address in ① at least _____ days before the hearing. Also file Form EA-250, Proof of Service of Response by Mail, with the court before the hearing.

This is a Court Order.

1 wellbeing. Specifically, on or about November 30, 2011, SANDERS and MURRAY-CALCOTE
2 (collectively, "DEFENDANTS") were (1) granted Durable Power of Attorney over DECEDENT; (2)
3 named as Co-Trustees of DECEDENT'S Trust; and (3) named as Co-Executors of DECEDENT'S will.
4 In addition, on or about November 30, 2011, MURRAY-CALCOTE was appointed as DECEDENT'S
5 Healthcare Agent pursuant to an Advance Health Care Directive.

6 17. During this period, DECEDENT was 84 years old, suffering from dementia and was
7 unable to sufficiently care for her own wellbeing. DEFENDANTS, through undue influence, took
8 advantage of DECEDENT'S impaired cognitive state to gain control of DECEDENT'S immediate
9 finances. Furthermore, Plaintiff is informed and believes, and on that basis alleges, that both
10 DEFENDANTS manipulated DECEDENT to be named Co-Trustees of DECEDENT'S Trust and gain
11 control over the Trust's property.

12 18. PLAINTIFF is informed and believes, and on that basis alleges, that DEFENDANTS,
13 pursuant to the DPA and Advance Healthcare Directive, had a legal, fiduciary duty to make decisions
14 that were in DECEDENT'S best interest. Furthermore, PLAINTIFF is informed and believes, and on
15 that basis alleges, that DEFENDANTS failed to provide minimal caregiver services to DECEDENT after
16 July 22, 2014, when PLAINTIFF was no longer living with and providing the routine caregiver services
17 DECEDENT required to maintain her health and safety. After July 22, 2014, DECEDENT depended on
18 DEFENDANTS to provide DECEDENT a minimum standard of care and ensure DECEDENT'S living
19 conditions were maintained.

20 19. Despite DECEDENT'S cognitive and physical impairments, SANDERS flatly refused to
21 acknowledge PLAINTIFF'S admonitions that DECEDENT could not live by herself. While MURRAY-
22 CALCOTE did acknowledge that DECEDENT should not be living alone, neither SANDERS nor
23 MURRAY-CALCOTE took any affirmative steps to ensure DECEDENT received the assisted living
24 care she needed.

25 20. PLAINTIFF is informed and believes, and on that basis alleges, that DEFENDANTS took
26 control over DECEDENT'S health care and were ultimately responsible for making decisions pertaining
27 to DECEDENT'S medical care after PLAINTIFF was removed from DECEDENT'S home on July 22,
28 2014 pursuant to a Temporary Protective Order.

Task

FACE TO FACE

Task

Subject FACE TO FACE

Case Note Type

INITIAL FACE TO FACE ASSESSMENT

UHV to Mercy Hospital BHU and performed initial assessment.

referral date: 02/02/11

RP Contact: 2/15/11

First face to face: 2/18/2011

Report initially attempted as a NIFFI as ST was involved and assisting in stabilizing the situation. Reassigned for face to face follow-up as the Clt. was allegedly assaulted and now wants the SA removed.

Clt. description: Clt. is an alert and seemingly oriented 82 year old, African American female, who was clean and groomed, in a nightgown and bathrobe. Clt. is hard of hearing and wears mal functioning hearing aids. Communicated appropriately by raising voice.

Environment: Met alone with Clt. in a private room at the BHU at mercy Hospital in Hillcrest. Clt. reports she has been there for two days, resides with her daughter Lamita "Nitta" (SA) in Encinitas.

Medical: Clt. ambulates appropriately and appears to be healthy. Did not discuss her medical diagnosis', needs or treatment at this time.

Mental: Clt. was alert and oriented, was a sequential historian, and at first contact did present with apparent mental health or emotional distress. Clt. was 51/50 to the BHU as she attacked and bit the SA leading to police involvement. Clt. reports she will be released to home tomorrow. She became somewhat tearful when she described her relationship with the SA, but appears able to make decisions independently. Clt. has recently received ST intervention for similar allegations re: her volatile relationship with the SA.

• Social Support Systems: Clt. states she resides with Lamita, (SA) who provides inadequate care and is abusive to her. Clt. reported she has a sister, who is an MD, in the LA area, a nephew (RP), and a friend and neighbor, all of which are supportive and understand her plight.

Financial: Clt. clearly stated that she manages all her monies independently and securely, and has made sure the SA has no access to her funds. Clt. was concerned that the SA might steal from her while she is hospitalized, but denied ever being defrauded by her in the past.

Legal: did not discuss POA, decision making trees, or any other legal aspect at this time.

• Protective Issue: Assault and Battery, verbal and emotional abuse, financial abuse:

Clt. was referred for physical abuse. Clt. reported that the SA became hostile after the Clt. had complained that the SA had not made her breakfast, and after she threw the SA's food from the counter where it was located. Clt. reports the SA picked up the food, threw it in her face, pushed her down and held her by the arms, pinning her down. Clt. states that she bit the SA on the shoulder, trying to push her off as she weighs over 200 lbs. It seems the SA ran upstairs and contacted the police who arrived on the scene and 51/50 the Clt.

Financial abuse: RP stated that SA had taken money from the Clt. over the years, but was uncertain and had no actual details as to how exactly she was financially abusing the Clt. Clt. herself denied any type of financial abuse as she stated the SA has never had access to her monies. Clt. is currently concerned that the SA is alone in the house and could get into her accounts and personal information.

• Verbal abuse: Clt. stated that the SA often "cusses" and "swears" at her and tearfully recounted the many altercations she has had with the SA in the past. Clt. stated the SA is very well educated but described her as "mean and nasty". Clt. seems quite able to verbally counteract any abuse and did not appear to be easily intimidated.

• Plan: Clt. stated she has had enough from the SA and wanted her removed from her home. Did not explore alternatives for care with Clt. at this time, as it is uncertain when she will actually be discharged and to where. Explained to Clt. that APSS Paul Downey would follow-up with APS investigation. Clt. clearly stated she would allow exchange of information with her nephew as well as her sister. She also allowed discussion with the BHU personnel.

Met with SW Patricia, who stated that given the allegations and concerns for her safety, it was unlikely the Clt. would be

Appointment

In person contact

Appointment

Subject In person contact
Location
Regarding APS Case for Bobbye Rives referred 7/23/2014

Scheduling Information

Required Bobbye Rives
Optional
Start Time 8/12/2014 8:00 AM Duration 1 hour
End Time 8/12/2014 9:00 AM All Day Event No
Show Time As Completed Priority Normal
Case Note Type Client In Person Contact

APSS met with the CT at her home. APSS and CT discussed that the TRO was served. CT still wants to go to the Restraining Order hearing to obtain the Permanent Restraining Order. CT wants APSS to be present. APSS agreed to meet the CT at the court Friday morning. APSS and CT discussed her need for a caregiver. CT feels she can manage at home for right now, but may decide she wants a caregiver to come for one hour a day M-F. CT says her cousin is coming over this weekend and she has a caregiver, so she will discuss it with her cousin. CT said she did not like LivHome because she was unclear about the cost. APSS explained how billing from a care giving agency would work. CT was more open to hiring a caregiver. Please note, the CT's home is clean, the CT had good hygiene and appearance, and the CT has been cooking for herself safely. CT explained she does not want to be a burden on her nephew, so she may end up hiring a caregiver sooner than later.

Notes

Details

Owner Karen Dee Organizer Karen Dee
Category

Date: July 12th 2015

To whom it may concern:

From: Edward and Jacinta Kirkman

359, Cerro Street, Encinitas CA, 92024

Telephone: 858 480 9013

email: edward.c.kirkman@gmail.com

Ed and Jacinta Kirkman, with three of their children, moved in next door to John and Bobbye Rives in October, 1999.

John and Bobbye were friendly and considerate neighbors.

John Rives died in January 2008. It was at the funeral of John that we first met Ralph Sanders and Larnita Pette. It was at this first meeting with Larnita that she told me it should have been her mother who died, not her father. I put this down to grief, but subsequent behavior has suggested something more deep rooted.

Over time Bobbye's daughter Larnita moved down from Northern California and stayed with her mother.

The relationship was a stormy one and in November 2012 we were very upset to see Bobbye taken away in her nightgown, her hands handcuffed above her head, and strapped to a gurney by Encinitas police. Apparently Larnita had arranged for Bobbye to be forcibly taken to Scripps mental unit for a three day psychological evaluation. When Bobbye came home she told us that the psychiatrist had told her that her mental health was fine, but that Larnita was a danger to her, and that Larnita should not be in the same house. Of course Bobbye was very upset and shocked. Bobbye asked Larnita to leave her house and changed all the locks.

By April 2013 Larnita had started coming around to visit Bobbye again, and over the summer moved back in to her mother's home.

During this time Ralph Sanders and Beverly Calcote were frequently in contact with us regarding Bobbye's welfare. Unfortunately, as I had suffered a heart attack and did not wish to be aggressively confronted by Larnita regarding Bobbye, we rarely went into Bobbye's home.

In March 2014, Bobbye's water heater failed and Larnita asked me to tell Bobbye that she had to call a plumber. At this stage Bobbye had become quite frail.

In July 2014, Bobbye told us that Larnita had been arrested. Adult protective services were involved and a TRO was granted against Larnita, who was again removed from Bobbye's house. After this event Bobbye said she wanted to sell her house and go into assisted living.

70402

Ralph and Beverly made frequent calls to us and visits to Bobbye over the next month, but Bobbye was distraught over Larnita's behavior towards her, especially as she told us she still loved Larnita, despite everything. The ongoing problems between Bobbye and Larnita were clearly very detrimental to Bobbye's well-being, they played on her mind continuously, and despite repeated attempts by Adult Protective Services, Ralph, and Beverly to help, Bobbye's outlook did not improve.

In early September 2014 Jacinta received a call from Beverly to say she thought Bobbye was unwell and asking us to go and check on Bobbye while Beverly drove down to Encinitas.

When we got access, we found Bobbye on a couch in her garage looking very sick. She told us that she had caught a gastric bug over the weekend. We called Emergency services and Bobbye was taken to a local hospital. Other than two visits to the hospital, this was the last time we saw Bobbye, because about two weeks later Ralph called us to say that unfortunately, during rehabilitation, Bobbye had died.

Over this whole episode we found Beverly and Ralph to always have done whatever they could to help their Aunt, driving long distances and making frequent calls and visits.

We were completely amazed by the Law Suit brought by Larnita Pette, as despite all her attempts, she was never able to provide the support that Bobbye needed, and has now chosen to make completely unjust claims against Ralph and Beverly.

Yours sincerely,

Edward C. Kirkman

Jacinta M. Kirkman

Edward C. Kirkman
Jacinta M. Kirkman

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

ANSWER

A true and correct copy of the foregoing document entitled (specify): DISCHARGEABLE AND
DISMISSAL OF PENDING LAWSUITS

will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) _____, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL**:

On (date) 6-16-2017 I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.
PLAINTIFF LARNTA PETIE
2588 EL CAMINO REAL, CARLSBAD, CA 92008
PRESIDING JUDGE: HONORABLE MARK SWALLACE
RONALD REAGAN FEDERAL BUILDING & COURTHOUSE
401 S 4TH, # 6135 SANTA ANA 92701

Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

6-16-2017
Date

CINDY FAUVER
Printed Name

Cindy Fauver
Signature